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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI **EASTERN DIVISION**

Tom Wondell,

Civil Action No.: 4:14-cv-01966-ERW

Plaintiff,

V.

First Premier Bank; and DOES 1-10, inclusive, :

Defendant.

NOTICE OF WITHDRAWAL OF COMPLAINT AND VOLUNTARY DISMISSAL OF ACTION WITHOUT PREJUDICE **PURSUANT TO RULE 41(a)**

Tom Wondell ("Plaintiff"), by Plaintiff's attorney, hereby withdraws the complaint and voluntarily dismisses this action, without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

Dated: February 10, 2015

Respectfully submitted,

By: /s/ Sergei Lemberg

Sergei Lemberg, Esq. Lemberg Law, L.L.C. 1100 Summer Street, 3rd Floor Stamford, CT 06905 Telephone: (203) 653-2250

Facsimile: (203) 653-3424 Attorneys for Plaintiff

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CERTIFICATE OF SERVICE

I hereby certify that on February 10, 2015, a true and correct copy of the foregoing Notice of Withdrawal was served electronically by the U.S. District Court for the Eastern District of Missouri Electronic Document Filing System (ECF), which sent notice of such filing to the following:

C. David Goerisch Sarah A. Milunski LEWIS, RICE & FINGERSH, L.C. 600 Washington Avenue, Suite 2500 St. Louis, MO 63101 Attorneys for Defendant

By <u>/s/ Sergei Lemberg</u> Sergei Lemberg